

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :

ZIMMER M/L TAPER HIP PROSTHESIS OR M/L
TAPER HIP PROSTHESIS WITH KINECTIV
TECHNOLOGY AND VERSYS FEMORAL HEAD
PRODUCTS LIABILITY LITIGATION :

18-MD-2859 (JMF)

23-CV-6232

: ORDER OF DISMISSAL

This Document Relates to: :

Krishka v. Zimmer, Inc., et al., 23-CV-6232 (JMF) :

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JESSE M. FURMAN, United States District Judge:

The Court having been advised at ECF No. 681 of 18-MD-2859 that all claims asserted in the member case, *Krishka v. Zimmer, Inc., et al.*, 23-CV-6232, have been settled in principle, it is ORDERED that this member case be and is hereby DISMISSED and discontinued without costs, and without prejudice to the right to reopen the action **within sixty days** of the date of this Order if the settlement is not consummated.


To be clear, any application to reopen this member case **must** be filed **by the aforementioned deadline**; any application to reopen filed thereafter may be denied solely on that basis. **Further, requests to extend the deadline to reopen are unlikely to be granted.**

If the parties wish for the Court to retain jurisdiction for the purposes of enforcing any settlement agreement, they **must** submit the settlement agreement to the Court by the deadline to reopen to be “so ordered” by the Court. Per Paragraph 5.B of the Court’s Individual Rules and Practices for Civil Cases, unless the Court orders otherwise, the Court will not retain jurisdiction to enforce a settlement agreement unless it is made part of the public record.

Any pending motions in 23-CV-6232 are moot. All conferences in 23-CV-6232 are canceled. The Clerk of Court is directed to close case 23-CV-6232 (but *not* 18-MD-2859).

SO ORDERED.

Dated: March 21, 2025
New York, New York



JESSE M. FURMAN
United States District Judge